IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY SECOND DAY OF NOVEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No. 24810 of 2005

Between:

Ramireddy Venkata Reddy

..... PETITIONER

AND

The Superintendent of Police,

West Godavari at Eluru and 2 others

.....RESPONDENTS

ORDER:

Seeking a Mandamus, declaring the action of the respondents in not taking any action as per law on the complaint of the petitioner, as illegal and arbitrary, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned Government Pleader for Home.

It is stated that the petitioner has submitted a report on 13.10.2005 before the 2nd respondent about the criminal activities taken place in obtaining loans by illegally mortgaging the property of the petitioner and several others, and also made serious allegations stating that the persons mentioned in the report have committed several activities of cheating and criminal breach of trust etc., but the said report has not been registered and no investigation is taken up so far by the respondents.

It is statutory duty of the police to register a case, if the allegations in the complaint made out a prima facie case of cognizable offence.

Having regard to the facts and circumstances of the case, without entering into the merits of the case, I deem it appropriate to dispose of the writ petition, with a direction to the 2nd respondent to register a case, if the allegations in the complaint of the petitioner made out a prima facie case of cognizable offence, within a period of 10 days from the date of receipt of a copy of this order.

With the above observations, the Writ Petition is disposed of. No order as to costs.

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V.ESWARAIAH,J

Dated: 22.11.2005

Dsr